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May 19, 2021

VIA ECF

The Honorable Vernon S. Broderick
United States District Court for the Southern District of New York
Thurgood Marshall U.S. Courthouse
40 Foley Square, Room 415
New York, NY 10007

**RE: Alfred Del Rio, et al. v. McCabe Weisberg & Conway, P.C., et al.
No. 1:19-cv-10312-VSB**

Dear Judge Broderick:

We represent defendant, McCabe, Weisberg & Conway, LLC (“McCabe”). We write in response to the Court’s order dated May 12, 2021. It is McCabe’s understanding that the filing of plaintiff’s amended complaint (Doc. 34) mooted defendant’s motion to dismiss (Doc. 30). McCabe relies on its motion to dismiss plaintiff’s amended complaint (Doc. 46).

Very truly yours,

SWARTZ CAMPBELL LLC

JBM/CKD

/s/ Candidus K. Dougherty
JEFFREY B. McCARRON
CANDIDUS K. DOUGHERTY

cc: Jordan M. Smith, Esquire (via ECF)
Mark S. Anderson, Esquire (via ECF)